

AMENDED IN SENATE MAY 31, 2005

AMENDED IN SENATE APRIL 11, 2005

SENATE BILL

No. 485

Introduced by Senator Migden

February 18, 2005

~~An act to amend Section 33126 of, and to add and repeal Sections 33126.3 and 41409.4 of, the Education Code, relating to school districts. An act relating to career technical education.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 485, as amended, Migden. School district reporting.

Existing law requires school districts to adopt a course of study for grades 7 to 12, inclusive, that includes, among other things, career technical education.

This bill would require a school district offering grades 9 to 12, inclusive, to file a written report with the Legislature by January 1, 2007, as to whether the district discontinued any career technical education courses or closed any career technical education facilities during the 2002-03 or 2003-04 school years, thereby creating a state-mandated local program.

~~Existing law, the Classroom Instructional Improvement and Accountability Act, requires each school district that maintains an elementary or secondary school to develop and implement a School Accountability Report Card, as prescribed, that includes, among other things, information on salaries of employees of the school district and whether the school qualifies for the Governor's Performance Award Program. The existing act prohibits any change to its provisions, except to further its purpose by a bill passed by a vote of 2/3 of the Legislature and signed by the Governor.~~

~~This bill would delete the requirement that the School Accountability Report Card include information on whether the school qualifies for the Governor's Performance Award Program.~~

~~The bill would require each school district to include within the School Accountability Report Card information regarding career technical education, as specified, thereby creating a state-mandated local program. The bill would delete this requirement on January 1, 2007.~~

~~This bill would suspend the operation of the provisions of the School Accountability Report Card relating to the reporting of the salaries of school district employees, as specified, from January 1, 2006, to December 31, 2006.~~

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: $\frac{2}{3}$ -majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. A school district offering grades 9 to 12,
2 inclusive, shall file a written report with the Legislature by
3 January 1, 2007, as to whether the district discontinued any
4 career technical education courses or closed any career
5 technical education facilities during the 2002-03 or 2003-04
6 school years.

7 SEC. 2. If the Commission on State Mandates determines that
8 this act contains costs mandated by the state, reimbursement to
9 local agencies and school districts for those costs shall be made
10 pursuant to Part 7 (commencing with Section 17500) of Division
11 4 of Title 2 of the Government Code.

12 ~~SECTION 1. Section 33126 of the Education Code is~~
13 ~~amended to read:~~

14 ~~33126. (a) The school accountability report card shall~~
15 ~~provide data by which a parent can make meaningful~~

1 comparisons between public schools that will enable him or her
2 to make informed decisions on which school to enroll his or her
3 children.

4 (b) The school accountability report card shall include, but is
5 not limited to, assessment of the following school conditions:

6 (1) (A) Pupil achievement by grade level, as measured by the
7 standardized testing and reporting programs pursuant to Article 4
8 (commencing with Section 60640) of Chapter 5 of Part 33.

9 (B) Pupil achievement in and progress toward meeting
10 reading, writing, arithmetic, and other academic goals, including
11 results by grade level from the assessment tool used by the
12 school district using percentiles when available for the most
13 recent three-year period.

14 (C) After the state develops a statewide assessment system
15 pursuant to Chapter 5 (commencing with Section 60600) and
16 Chapter 6 (commencing with Section 60800) of Part 33, pupil
17 achievement by grade level, as measured by the results of the
18 statewide assessment.

19 (D) Secondary schools with high school seniors shall list both
20 the average verbal and math Scholastic Assessment Test scores
21 to the extent provided to the school and the percentage of seniors
22 taking that exam for the most recent three-year period.

23 (2) Progress toward reducing dropout rates, including the
24 one-year dropout rate listed in the California Basic Education
25 Data System or any successor data system for the schoolsite over
26 the most recent three-year period, and the graduation rate, as
27 defined by the State Board of Education, over the most recent
28 three-year period when available pursuant to Section 52052.

29 (3) Estimated expenditures per pupil and types of services
30 funded.

31 (4) Progress toward reducing class sizes and teaching loads,
32 including the distribution of class sizes at the schoolsite by grade
33 level, the average class size, and, if applicable, the percentage of
34 pupils in kindergarten and grades 1 to 3, inclusive, participating
35 in the Class Size Reduction Program established pursuant to
36 Chapter 6.10 (commencing with Section 52120) of Part 28, using
37 California Basic Education Data System or any successor data
38 system information for the most recent three-year period.

39 (5) The total number of the school's fully credentialed
40 teachers, the number of teachers relying upon emergency

1 ~~credentials, the number of teachers working without credentials,~~
2 ~~any assignment of teachers outside their subject areas of~~
3 ~~competence, misassignments, including misassignments of~~
4 ~~teachers of English learners, and the number of vacant teacher~~
5 ~~positions for the most recent three-year period.~~

6 ~~(A) For purposes of this paragraph, “vacant teacher position”~~
7 ~~means a position to which a single designated certificated~~
8 ~~employee has not been assigned at the beginning of the year for~~
9 ~~an entire year or, if the position is for a one-semester course, a~~
10 ~~position of which a single designated certificated employee has~~
11 ~~not been assigned at the beginning of a semester for an entire~~
12 ~~semester.~~

13 ~~(B) For purposes of this paragraph, “misassignment” means~~
14 ~~the placement of a certificated employee in a teaching or services~~
15 ~~position for which the employee does not hold a legally~~
16 ~~recognized certificate or credential or the placement of a~~
17 ~~certificated employee in a teaching or services position that the~~
18 ~~employee is not otherwise authorized by statute to hold.~~

19 ~~(6) (A) Quality and currency of textbooks and other~~
20 ~~instructional materials, including whether textbooks and other~~
21 ~~materials meet state standards and are adopted by the State Board~~
22 ~~of Education for kindergarten and grades 1 to 8, inclusive, and~~
23 ~~adopted by the governing boards of school districts for grades 9~~
24 ~~to 12, inclusive, and the ratio of textbooks per pupil and the year~~
25 ~~the textbooks were adopted.~~

26 ~~(B) The availability of sufficient textbooks and other~~
27 ~~instructional materials, as defined in Section 60119, for each~~
28 ~~pupil, including English learners, in each of the following areas:~~

29 ~~(i) The core curriculum areas of reading/language arts,~~
30 ~~mathematics, science, and history/social science.~~

31 ~~(ii) Foreign language and health.~~

32 ~~(iii) Science laboratory equipment for grades 9 to 12,~~
33 ~~inclusive, as appropriate.~~

34 ~~(7) The availability of qualified personnel to provide~~
35 ~~counseling and other pupil support services, including the ratio of~~
36 ~~academic counselors per pupil.~~

37 ~~(8) Availability of qualified substitute teachers.~~

38 ~~(9) Safety, cleanliness, and adequacy of school facilities,~~
39 ~~including any needed maintenance to ensure good repair as~~

1 ~~specified in Section 17014, Section 17032.5, subdivision (a) of~~
2 ~~Section 17070.75, and subdivision (b) of Section 17089.~~

3 ~~(10) Adequacy of teacher evaluations and opportunities for~~
4 ~~professional improvement, including the annual number of~~
5 ~~school days dedicated to staff development for the most recent~~
6 ~~three-year period.~~

7 ~~(11) Classroom discipline and climate for learning, including~~
8 ~~suspension and expulsion rates for the most recent three-year~~
9 ~~period.~~

10 ~~(12) Teacher and staff training, and curriculum improvement~~
11 ~~programs.~~

12 ~~(13) Quality of school instruction and leadership.~~

13 ~~(14) The degree to which pupils are prepared to enter the~~
14 ~~workforce.~~

15 ~~(15) The total number of instructional minutes offered in the~~
16 ~~school year, separately stated for each grade level, as compared~~
17 ~~to the total number of the instructional minutes per school year~~
18 ~~required by state law, separately stated for each grade level.~~

19 ~~(16) The total number of minimum days, as specified in~~
20 ~~Sections 46112, 46113, 46117, and 46141, in the school year.~~

21 ~~(17) The number of advanced placement courses offered, by~~
22 ~~subject.~~

23 ~~(18) The Academic Performance Index, including the~~
24 ~~disaggregation of subgroups as set forth in Section 52052 and the~~
25 ~~decile rankings and a comparison of schools.~~

26 ~~(19) Whether a school qualified for the Immediate~~
27 ~~Intervention Underperforming Schools Program pursuant to~~
28 ~~Section 52053 and whether the school applied for, and received a~~
29 ~~grant pursuant to, that program.~~

30 ~~(20) When available, the percentage of pupils, including the~~
31 ~~disaggregation of subgroups as set forth in Section 52052,~~
32 ~~completing grade 12 who successfully complete the high school~~
33 ~~exit examination, as set forth in Sections 60850 and 60851, as~~
34 ~~compared to the percentage of pupils in the district and statewide~~
35 ~~completing grade 12 who successfully complete the examination.~~

36 ~~(21) Contact information pertaining to any organized~~
37 ~~opportunities for parental involvement.~~

38 ~~(22) For secondary schools, the percentage of graduates who~~
39 ~~have passed course requirements for entrance to the University of~~
40 ~~California and the California State University pursuant to Section~~

1 51225.3 and the percentage of pupils enrolled in those courses, as
2 reported by the California Basic Education Data System or any
3 successor data system.

4 ~~(23) Whether the school has a college admissions test~~
5 ~~preparation course program.~~

6 ~~(24) When available from the department, the claiming rate of~~
7 ~~pupils who earned a Governor's Scholarship Award pursuant to~~
8 ~~subdivision (a) of Section 69997 for the most recent two-year~~
9 ~~period. This paragraph applies only to schools that enroll pupils~~
10 ~~in grade 9, 10 or 11.~~

11 ~~(e) If the Commission on State Mandates finds a school~~
12 ~~district is eligible for a reimbursement of costs incurred~~
13 ~~complying with this section, the school district shall be~~
14 ~~reimbursed only if the information provided in the school~~
15 ~~accountability report card is accurate, as determined by the~~
16 ~~annual audit performed pursuant to Section 41020. If the~~
17 ~~information is determined to be inaccurate, the school district is~~
18 ~~not ineligible for reimbursement if the information is corrected~~
19 ~~by May 15.~~

20 ~~(d) It is the intent of the Legislature that schools make a~~
21 ~~concerted effort to notify parents of the purpose of the school~~
22 ~~accountability report cards, as described in this section, and~~
23 ~~ensure that all parents receive a copy of the report card; to ensure~~
24 ~~that the report cards are easy to read and understandable by~~
25 ~~parents; to ensure that local educational agencies with access to~~
26 ~~the Internet make available current copies of the report cards~~
27 ~~through the Internet; and to ensure that administrators and~~
28 ~~teachers are available to answer any questions regarding the~~
29 ~~report cards.~~

30 ~~SEC. 2. Section 33126.3 is added to the Education Code, to~~
31 ~~read:~~

32 ~~33126.3. (a) Each school district shall include in the school~~
33 ~~accountability report card required in Section 35256 all of the~~
34 ~~following information on career technical education:~~

35 ~~(1) The date of the construction, modernization, or~~
36 ~~improvement by a deferred maintenance project of facilities used~~
37 ~~for career technical education.~~

38 ~~(2) All equipment contained in each facility used in career~~
39 ~~technical education, and a summary of equipment related~~

1 expenditures of five hundred dollars (\$500) or more, accrued
2 since January 1, 2002.

3 ~~(3) A description of career technical facilities that were closed~~
4 ~~or converted to other uses since January 1, 1998, not including~~
5 ~~classrooms that are suitable for various purposes.~~

6 ~~(4) A description of career technical education programs~~
7 ~~reduced or eliminated since January 1, 1998.~~

8 ~~(b) This section shall remain in effect only until January 1,~~
9 ~~2007, and as of that date is repealed, unless a later enacted~~
10 ~~statute, that is enacted before January 1, 2007, deletes or extends~~
11 ~~that date.~~

12 ~~SEC. 3. Section 41409.4 is added to the Education Code, to~~
13 ~~read:~~

14 ~~41409.4 (a) Notwithstanding Section 41409.3 or any other~~
15 ~~law, the reporting requirements of school districts described in~~
16 ~~Section 41409.3 shall be inoperative from January 1, 2006, to~~
17 ~~December 31, 2006, inclusive.~~

18 ~~(b) This section shall remain in effect only until January 1,~~
19 ~~2007, and as of that date is repealed, unless a later enacted~~
20 ~~statute, that is enacted before January 1, 2007, deletes or extends~~
21 ~~that date.~~